

OCT 07 2008

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHN F. CORCORAN, CLERK  
BY: *[Signature]*  
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FELIX LUIS ROCHE MONTALVO, )  
SECURED PARTY/CREDITOR, )  
Plaintiff, )

Civil Action No. 7:08-cv-00537

v. )

FINAL ORDER

FELIX LUIS ROCHE MONTALVO, )  
Defendant in Rem. )

By: Hon. Glen E. Conrad  
United States District Judge

In accordance with the Memorandum Opinion entered this day, it is hereby

**ADJUDGED and ORDERED**

that this action shall be and hereby is **DISMISSED** without prejudice, pursuant to Fed. R. Civ. P.  
12(b)(1), as wholly frivolous and therefore outside the subject matter jurisdiction of the court, and  
is stricken from the active docket of the court.

The Clerk is directed to send copies of this order and the accompanying memorandum  
opinion to plaintiff.

ENTER: This 7<sup>th</sup> day of October, 2008.

*[Signature]*

United States District Judge